

Committee Room,
Austin, Texas, August 9, 1921.
Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared Senate Concurrent Resolution No. 7, copy hereto attached, and find the same correctly enrolled, and have this day at 12 o'clock m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, August 9, 1921.
Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred S. B. No. 91, A bill to be entitled "An Act to amend Chapter 67 of Special Laws of the Thirty-seventh Legislature, which was An Act to amend Chapter 69 of a Special Law passed at the Regular Session of the Thirty-second Legislature, 1911, and approved by the Governor on March 23, 1911, which said Act was amended at the Regular Session of the Thirty-fifth Legislature, 1917, by Chapter 66 of the Special Laws of said Thirty-fifth Legislature and approved by the Governor on the 26th day of March, 1917, and being a bill entitled 'An Act incorporating the Winnsboro Independent School District in Wood and Franklin counties, Texas, for free school purposes only, defining its boundaries and providing for a Board of Trustees, divesting the City of Winnsboro of the control of its public schools and title to school property and vesting the same in said Winnsboro Independent School District, and its Board of Trustees, prescribing the rights, powers, privileges and duties of said Winnsboro Independent School District, and its Board of Trustees, and declaring an emergency,' by more clearly defining its boundaries, etc.,"

Have had same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

(Floor Report.)

Senate Chamber,
Austin, Texas, August 9, 1921.
Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on City

and Town Corporations, to whom was referred

S. B. No. 98, A bill to be entitled "An Act providing that any city or town in this State having a population of 161,000 or more, according to last United States census, may provide for the payment of current expenses of said city or town for any fiscal year or portion thereof by the issuance of warrants drawn against the current revenues of said city or town for such fiscal year to the extent of eighty per cent of such revenues, etc.,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, and that it be not printed.

Watts, Chairman; Dorrough, Burkett, Willis, Baugh.

Senate Chamber,
Austin, Texas, August 8, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 94, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employees of the American Legion Memorial Sanatorium of Texas, and other expenses of maintaining and conducting same for the fiscal years beginning September 1, 1921, and ending August 31, 1923, and declaring an emergency,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

DUDLEY, Chairman.

Petitions and Memorials.

Senator Floyd offered and had read a petition numerously signed, by Mt. Pleasant citizens, urging the Legislature to appropriate money to continue the extension and county agents work.

NINETEENTH DAY.

Senate Chamber,
Austin, Texas,
Wednesday, August 10, 1921.

The Senate met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Lynch Davidson.

The roll was called, a quorum be-

ing present, the following Senators answering to their names:

Bailey.	Murphy.
Baugh.	Page.
Bledsoe.	Parr.
Buchanan.	Richards.
Burkett.	Rogers.
Clark.	Suiter.
Dorough.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Hall.	Witt.
Hertzberg.	Wood.
Lewis.	Woods.
McMillin.	

Absent.

Cousins.	Fairchild.
Darwin.	Floyd.
Davidson.	

Absent—Excused.

Carlock.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Murphy.

House Bill No. 56.

The Chair laid before the Senate, on second reading,

H. B. No. 56, A bill to be entitled "An Act creating the Prairie View Independent School District in Hardeman County, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the General Laws of Texas upon independent school districts and the boards of trustees thereof, and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Wood, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 56 put on its third reading and final passage by the following vote:

Yeas—27.

Bailey.	Dudley.
Baugh.	Fairchild.
Bledsoe.	Floyd.
Buchanan.	Hall.
Burkett.	Hertzberg.
Clark.	Lewis.
Dorough.	McMillin.
Doyle.	Murphy.

Page.	Williams.
Parr.	Willis.
Richards.	Witt.
Rogers.	Wood.
Suiter.	Woods.
Watts.	

Absent.

Cousins.	Davidson.
Darwin.	

Absent—Excused.

Carlock.

The bill was read third time and passed finally, by the following vote:

Yeas—26.

Bailey.	McMillin.
Baugh.	Murphy.
Bledsoe.	Page.
Buchanan.	Parr.
Burkett.	Richards.
Clark.	Rogers.
Dorough.	Suiter.
Doyle.	Watts.
Dudley.	Williams.
Floyd.	Willis.
Hall.	Witt.
Hertzberg.	Wood.
Lewis.	Woods.

Absent.

Cousins.	Davidson.
Darwin.	Fairchild.

Absent—Excused.

Carlock.

Morning call concluded.

Senate Bill No. 62.

Senator Dudley called from the table, and the Chair laid before the Senate on second reading,

S. B. No. 62, A bill to be entitled "An Act making certain emergency appropriations out of the General Revenue for the support and maintenance of the State Government for the fiscal years ending August 31, 1921, and August 31, 1922, and authorizing the expenditure of certain unexpended balances from former appropriations and making appropriations for authorized deficiencies incurred in support of the State Government for the fiscal year ending August 31, 1922."

Senator Dudley offered the following amendment, which was read and adopted:

Amend S. B. No. 62, page 177 of Senate Journal, by adding after the words "Total for deficiencies, \$29,970.00" the following:

AMERICAN LEGION MEMORIAL SANATORIUM FOR TEXAS.

Salaries of:	For the years ending	
	Aug. 31, 1922	Aug. 31, 1923
Superintendent, with housing, water, light, fuel and laundry for himself and family.....\$	5,000.00	\$ 5,000.00
First Assistant Physician, with board and laundry for himself and family.....	1,500.00	1,500.00
Second Assistant Physician, with board and laundry for himself and family.....	1,200.00	1,200.00
Third Assistant Physician, with board and laundry for himself and family.....	1,200.00	1,200.00
Storekeeper and Accountant, with board and laundry for himself and family.....	1,200.00	1,200.00
Laboratory, Clinical and X-Ray Expert.....		1,000.00
Druggist.....	900.00	900.00
Dentist, or dental work.....	300.00	900.00
Stenographer and Record Keeper.....	900.00	900.00
Utility Man.....	600.00	600.00
Matron and Dietitian.....	900.00	900.00
Engineer.....	1,500.00	1,500.00
Assistant Engineer, Electrician and Plumber.....	1,000.00	1,000.00
Outside Supervisor.....		900.00
Ice Plant Engineer.....		840.00
One Fireman.....	720.00	720.00
Two Assistant Firemen.....	1,440.00	1,440.00
Laundryman.....		1,000.00
Six Laundry Workers.....		2,160.00
Ten Waiters.....	3,600.00	
Twenty Waiters.....		7,200.00
Nightwatchman.....	600.00	600.00
Superintendent of Nurses.....	1,000.00	1,000.00
Six Trained Nurses.....	3,600.00	
Twelve Trained Nurses.....		7,200.00
Ten Attendant Nurses.....	2,400.00	
Twenty Attendant Nurses.....		4,800.00
Four Cleaners and Sweepers.....	1,200.00	
Six Cleaners and Sweepers.....		1,800.00
Gardener and Farmer.....	900.00	900.00
Two Farm Hands.....	960.00	960.00
Dairy Foreman.....		900.00
Chief Cook.....	900.00	900.00
Two Assistant Cooks.....	1,080.00	
Five Assistant Cooks.....		2,700.00
One Pot Washer.....	360.00	
Two Pot Washers.....		720.00
Two Dish Washers.....	480.00	
Three Dish Washers.....		720.00
One Baker.....		900.00
First Assistant Baker.....		600.00
One Carpenter and Painter.....		900.00
One Driver.....	420.00	420.00
One Seamstress.....	480.00	480.00
Two Housekeepers.....	600.00	
Four Housekeepers.....		1,200.00
Support and Maintenance, not otherwise provided for herein, and the Board of Control is authorized to make such purchases and employ such additional help out of this fund as they may deem necessary for the proper equipment and maintenance of this institution.....	90,000.00	90,000.00
Total.....	90,000.00	135,000.00

Provided that no property belonging to said institution shall be sold or disposed of without the consent of the Board of Control, and all proceeds of the sale of any such property or from labor performed, shall become a special support and maintenance fund of said institution to be expended under the direction of the Board of Control as they may deem proper; provided that all proceeds from the sale of crops shall be paid into the State Treasury and shall become a part of the State General Fund and a complete statement of all transactions shall be made in the annual report of said institution.

All salaries shall be paid in twelve equal monthly installments, except as otherwise provided, and all employees may receive board except when otherwise provided. The appropriations herein provided for are to be construed as the maximum sums to be appropriated to and for the several purposes named herein, and no expenditures shall be made, nor shall any obligations be incurred, which, added to the actual expenditures will exceed the amounts herein appropriated for either of said purposes.

When, under this bill, the family of any superintendent, officer or employee of said institution is permitted to live at said institution and furnished with board, fuel, light, laundry, water and housing, or furnished any of said things, the word "Family" shall be construed to mean immediate family of said superintendent, officer or employee, including only himself, wife and minor children, and no other person or persons whomsoever. And whenever such superintendent, officer, or employee is to be furnished with provisions not to exceed some certain amount stated, it shall be the duty of the storekeeper and accountant to charge such superintendent, officer or employee with each item of provisions as furnished to him, showing price or value thereof, and said storekeeper shall not permit the amount authorized to be exceeded, and he shall make a monthly report of same to the State Board of Control, and said Board of Control shall be charged with the duty of seeing that no account for such provisions exceeds the amount allowed for.

Senator Dudley offered the following

amendment, which was read and adopted:

Amend S. B. No. 62, page 175, Senate Journal, by adding in the caption after the word "government" the words "its departments and institutions."

Senator Wood offered the following amendment

Amend the bill by adding to the Board of Control budget under Emergency items, the following: "To repair Governor's Mansion, \$5,000.00."

The amendment was read and adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Dudley, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 62 put on its third reading and final passage by the following vote:

Yeas—27.

Bailey.	McMillin.
Baugh.	Murphy.
Bledsoe.	Page.
Buchanan.	Parr.
Burkett.	Richards.
Clark.	Rogers.
Darwin.	Suiter.
Dorough.	Watts.
Dudley.	Williams.
Fairchild.	Willis.
Floyd.	Witt.
Hall.	Wood.
Hertzberg.	Woods.
Lewis.	

Nays—1.

Doyle.

Absent.

Cousins.

Davidson.

Absent—Excused.

Carlock.

The bill was read third time, and passed finally by the following vote:

Yeas—27.

Bailey.	Hall.
Baugh.	Hertzberg.
Bledsoe.	Lewis.
Buchanan.	McMillin.
Burkett.	Murphy.
Clark.	Page.
Darwin.	Parr.
Dorough.	Richards.
Dudley.	Rogers.
Fairchild.	Suiter.
Floyd.	Watts.

Williams. Wood.
Willis. Woods.
Witt.

Nays—1.

Doyle.

Absent.

Cousins. Davidson.

Absent—Excused.

Carlock.

Simple Resolution No. 33.

Whereas, the crowded condition of the House calendar endangers a measure of vital interest to the citizenship of Texas; and,

Whereas, the House rules prohibit action being taken upon a House Bill on a Senate Bill day unless permission is granted by the Senate. Therefore, be it

Resolved, by the Senate, that permission be and is hereby granted the House of Representatives to take up for final passage today, Wednesday, August 10, House Bill No. 32.

The resolution was read, and,

Senator Darwin moved to refer the same to Committee on Rules.

Senator Hertzberg moved to table the motion to refer, which motion to table was adopted by the following vote:

Yeas—14.

Bailey. Rogers.
Clark. Suiter.
Davidson. Watts.
Dudley. Williams.
Hall. Willis.
Hertzberg. Wood.
Page. Woods.

Nays—11.

Baugh. Floyd.
Buchanan. Lewis.
Darwin. McMillin.
Dorough. Murphy.
Doyle. Parr.
Fairchild.

Absent.

Bledsoe. Richards.
Burkett. Witt.
Cousins.

Absent—Excused.

Carlock.

Action recurred on the resolution, and the same was adopted by the following vote:

Yeas—14.

Bailey. Page.
Burkett. Rogers.
Clark. Watts.
Dorough. Williams.
Dudley. Willis.
Hall. Wood.
Hertzberg. Woods.

Nays—12.

Baugh. Floyd.
Buchanan. Lewis.
Darwin. McMillin.
Davidson. Murphy.
Doyle. Parr.
Fairchild. Suiter.

Absent.

Bledsoe. Richards.
Cousins. Witt.

Absent—Excused.

Carlock.

After the roll was called and before the result was announced, Senator Fairchild made the point of order that the rule could not be suspended for a specific bill, that it would have to grant the request for all bills, etc.

The Chair overruled the point of order and announced the result.

Senate Bill No. 50.—Refused to Take Up.

Senator Hall asked unanimous consent to take up, out of its order, S. B. No. 50, and there was objection.

Senator Hall moved that the regular order of business be suspended, and that S. B. No. 50 be taken up for consideration.

Senator Clark moved to table the motion to suspend the regular order of business and take up S. B. No. 50, which motion to table was adopted by the following vote:

Yeas—15.

Baugh. Lewis.
Bledsoe. McMillin.
Burkett. Suiter.
Clark. Williams.
Darwin. Willis.
Davidson. Wood.
Doyle. Woods.
Hertzberg.

Nays—12.

Bailey.	Murphy.
Buchanan.	Page.
Dudley.	Parr.
Fairchild.	Richards.
Floyd.	Rogers.
Hall.	Watts.

Present—Not Voting.

Dorough.

Absent.

Cousins.

Witt.

Absent—Excused.

Carlock.

Simple Resolution No. 34.

By Senator Darwin:

Resolved, that the Senate hereby agrees that the House is hereby authorized today (Wednesday) to take up for final passage the bill by Morris of Medina, amending the Dean Liquor Law.

The above resolution was read, and Senator Rogers moved to lay the resolution on the table, subject to call.

Senator Darwin moved to table the motion to lay on the table subject to call, which motion to table was lost by the following vote:

Yeas—11.

Bledsoe.	Murphy.
Buchanan.	Parr.
Darwin.	Williams.
Floyd.	Wood.
Hall.	Woods.
McMillin.	

Nays—15.

Baugh.	Hertzberg.
Burkett.	Lewis.
Clark.	Richards.
Davidson.	Rogers.
Dorough.	Suiter.
Doyle.	Watts.
Dudley.	Willis.
Fairchild.	

Present—Not Voting.

Page.

Absent.

Pailey.

Witt.

Cousins.

Absent—Excused.

Carlock.

Action recurred on the motion to

lay on the table subject to call, and the same was adopted by the following vote:

Yeas—14.

Bailey.	Fairchild.
Baugh.	Hertzberg.
Clark.	Lewis.
Davidson.	Rogers.
Dorough.	Suiter.
Doyle.	Watts.
Dudley.	Willis.

Nays—11.

Bledsoe.	Murphy.
Buchanan.	Parr.
Burkett.	Williams.
Darwin.	Wood.
Floyd.	Woods.
McMillin.	

Present—Not Voting.

Hall.

Page.

Absent.

Cousins.

Witt.

Richards.

Absent—Excused.

Carlock.

Senator Rogers here moved to reconsider the vote by which Simple Resolution No. 33 was adopted.

The motion to reconsider was adopted.

On motion of Senator Rogers the resolution was laid on the table subject to call.

Message from the House.

Hall of the House of Representatives,
Austin, Texas, Aug. 9, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am instructed by the House to inform the Senate that the Speaker announces the appointment of the following Free Conference Committee on Senate Bill No. 17, being the Eleemosynary Appropriation Bill: Quaid, King, Thrasher, West, Adams.

Respectfully submitted.

C. L. PHINNEY,

Chief Clerk House of Representatives.

House Concurrent Resolution No. 17.

Senator Dudley called up from the table,

H. C. R. No. 17, Relating to the preservation of the Davis Mountains.

The resolution was read and adopted.

House Concurrent Resolution No. 5.

The Chair laid before the Senate, H. C. R. No. 5, Relating to inter-State freight rates, etc., the resolution memorializing Congress to consider the conditions carefully.

The committee report was adopted. The resolution was read in full and was adopted.

Senate Bill No. 60.

The Chair laid before the Senate, on second reading,

S. B. No. 60, Relating to city charters.

On motion of Senator Rogers the bill was laid on the table subject to call.

Senate Bill No. 35.

The Chair laid before the Senate, on third reading,

S. B. No. 35, A bill to be entitled "An Act providing for taking scholastic census, the time and manner of taking the same, prescribing the duty of the person taking or reporting scholastic census, prescribing the duty of the county superintendent relative to the preservation of the scholastic census and reporting the same to the State Superintendent of Public Instruction; providing for taking census in county line districts, describing the duty and power of the State Superintendent relative thereto; providing for taking the census in independent districts in cities and towns, constituting independent districts, providing for attendance of children of scholastic age in the public schools, providing penalties for the violation of this Act, repealing Arts. 2774, 2775, 2776, 2776a, 2777, 2778, 2779, of Chapter 13, of the Revised Civil Statutes of the State of Texas and all laws and parts of laws in conflict herewith."

The bill was read third time, and passed finally by the following vote:

Yeas—16.

Baugh.	Floyd.
Buchanan.	McMillin.
Dorough.	Murphy.
Doyle.	Parr.
Fairchild.	Rogers.

Sulter.
Watts.
Williams.

Willis.
Witt.
Woods.

Nays—11.

Bailey.
Bledsoe.
Burkett.
Clark.
Davidson.
Hall.

Hertzberg.
Lewis.
Page.
Richards.
Wood.

Absent.

Darwin.

Absent—Excused.

Carlock.

(Pairs Recorded.)

Senator Dudley (present), who would vote "nay"; with Senator Cousins (absent), who would vote "yea."

Senate Bill No. 24.

The Chair laid before the Senate, on second reading,

S. B. No. 24, A bill to be entitled "An Act to amend Article 1853 in Chapter 6 of Title 37 of the Revised Civil Statutes of the State of Texas, relating to citations."

The bill was read second time and passed to engrossment.

Senate Bill No. 40.

The Chair laid before the Senate, on second reading,

S. B. No. 40, A bill to be entitled "An Act to amend Section 40 of Chapter 87, Acts of the Thirty-fifth Legislature, Regular Session and Section 40 thereof as amended by Chapter 13, Section 2, General Laws, Acts of the Thirty-seventh Legislature, and adding thereto new Sections 40a, 140 and 141, and 142, relating to organization and government of Water Improvement and Irrigation Districts; providing for the fixing of liens and the collection of taxes, and the protection of the water supply by such district; providing for the examination and approval of such districts by the State Board of Water Engineers, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was

suspended and S. B. No. 40 put on its third reading and final passage by the following vote:

Yeas—28.

Bailey.	Hertzberg.
Baugh.	Lewis.
Bledsoe.	McMillin.
Buchanan.	Murphy.
Burkett.	Page.
Clark.	Parr.
Darwin.	Richards.
Davidson.	Rogers.
Dorough.	Sulter.
Doyle.	Watts.
Dudley.	Williams.
Fairchild.	Willis.
Floyd.	Wood.
Hall.	Woods.

Absent.

Cousins. Witt.

Absent—Excused.

Carlock.

The bill was read third time and passed finally, by the following vote:

Yeas—28.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Darwin.	Rogers.
Davidson.	Sulter.
Doyle.	Watts.
Dudley.	Williams.
Fairchild.	Willis.
Floyd.	Witt.
Hall.	Wood.
Hertzberg.	Woods.

Absent.

Cousins. Dorough.

Absent—Excused.

Carlock.

Executive Session.

Senator Bailey moved that the Senate go into executive session Monday morning, August 15, at 11 o'clock, for the purpose of considering such appointments by the Governor that have not been acted upon, and such notaries public as may be sent to the Senate by that time.

The motion was adopted.

Senate Bill No. 77.

Senator Witt here moved that S. B. No. 77 be recommitted, with the request that the committee consider same and give hearing to interested parties.

The motion was lost by the following vote:

Yeas—13.

Bledsoe.	Page.
Buchanan.	Rogers.
Clark.	Williams.
Darwin.	Willis.
Dudley.	Witt.
Hertzberg.	Woods.
McMillin.	

Nays—14.

Bailey.	Murphy.
Burkett.	Parr.
Davidson.	Richards.
Doyle.	Sulter.
Fairchild.	Watts.
Floyd.	Wood.
Hall.	The Chair.

Absent.

Baugh.	Dorough.
Cousins.	Lewis.

Absent—Excused.

Carlock.

The vote being a "tie" the Chair, Lieutenant Governor Davidson, voted "nay."

Bills and Resolutions.

(By unanimous consent.)

By Senator Floyd:

S. B. No. 100, A bill to be entitled "An Act creating the Cooper Independent School District in Delta County, etc., and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Woods:

S. B. No. 101, A bill to be entitled "An Act making an appropriation of sixty thousand (\$60,000) dollars to build, complete and equip a school building at the State Orphans Home near Corsicana, Texas."

Read first time and referred to Committee on Finance.

By Senator Burkett:

S. B. No. 102, A bill to be entitled

"An Act creating Ranger Independent School District."

Read first time and referred to Committee on Educational Affairs.

Senate Bill No. 53.

The Chair laid before the Senate, on second reading,

S. B. No. 53, relating to creating a State Warehouse Marketing System.

On motion of Senator Buchanan, the bill was laid on the table subject to call.

Senate Bill No. 55.

The Chair laid before the Senate, on second reading,

S. B. No. 55, A bill to be entitled "An Act regulating the sale of bonds by any county, incorporated city or town, or any subdivision or district within this State; providing for the sale of such bonds in cases of emergency for less than their par value, but at not less than the commercial market value thereof at the time of such sale; providing for the creation of boards composed of resident property tax paying voters to determine the existence of such emergency, prescribing the qualifications, manner of appointment and compensation of the members of such boards; declaring that the provisions of this Act shall not apply to any subdivision or district operating under a statute which authorizes such subdivision or district to sell its bonds for less than their par value; and declaring an emergency."

Senator Bailey moved that the bill be indefinitely postponed, and,

Senator Darwin moved to lay the bill on the table subject to call, which motion was lost.

The motion to postpone indefinitely was adopted.

Senate Bill No. 59.

The Chair laid before the Senate, on second reading,

S. B. No. 59, A bill to be entitled "An Act granting to Jno. D. Rogers, trustee of the estate of John D. Rogers, deceased, and his successors in said trust permission to sue the State of Texas for the sum not to exceed thirty-eight thousand two hundred and thirty-seven dollars and

thirty cents, etc., and declaring an emergency."

(Senator Burkett in the Chair.)

After discussion, Senator Dorough moved to postpone the further consideration of the bill indefinitely.

Message from the House.

Hall of the House of Representatives, Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 14, A bill to be entitled "An Act to amend Chapter 87, General Acts of the Regular Session of the Thirty-fifth Legislature providing for organization and government of water improvement and irrigation districts, and amended by subsequent statutes, by adding to said statutes new sections to be known as Sections 138 and 139, relating to the power of water improvement and irrigation districts organized under the conservation amendment to incur debt and issue bonds, and validating proceedings of districts heretofore had, and declaring an emergency."

H. C. R. No. 18, Relating to the investigation of oil companies.

Simple Resolution, Relating to the suspension of Joint Rule No. 23.

Respectfully submitted,

C. L. PHINNEY,

Chief Clerk House of Representatives.

House Simple Resolution.

Senator Dudley here called for the consideration of House Simple Resolution, a resolution asking for the suspension of Joint Rule 23, in order to allow the consideration of the departmental appropriation bill, and

Senator Dudley moved that the request of the House be granted, and the motion was adopted.

Senate Bill No. 59.

Action recurred on S. B. No. 59, the question being on the motion to postpone the consideration of the bill indefinitely, and

Senator Lewis moved to table the motion to postpone.

(Lieutenant Governor Davidson in the chair.)

The motion to table was adopted by the following vote:

Yeas—15.

Bailey.	Lewis.
Baugh.	Murphy.
Buchanan.	Richards.
Burkett.	Rogers.
Darwin.	Suiter.
Davidson.	Willis.
Doyle.	Witt.
Floyd.	

Nays—10.

Bledsoe.	Hertzberg.
Clark.	Parr.
Dorough.	Williams.
Dudley.	Wood.
Fairchild.	Woods.

Absent.

Cousins.	Page.
Hall.	Watts.
McMillin.	

Absent—Excused.

Carlock.

Action recurred on the engrossment of the bill, and

Senator Dorough offered the following amendment:

The amendment changes the venue of the case from Walker to Travis County.

Senator Lewis moved to table the amendment, which motion was lost by the following vote:

Yeas—10.

Baugh.	Murphy.
Burkett.	Richards.
Davidson.	Rogers.
Doyle.	Watts.
Lewis.	Willis.

Nays—15.

Bailey.	Floyd.
Bledsoe.	Hertzberg.
Buchanan.	Parr.
Clark.	Suiter.
Darwin.	Williams.
Dorough.	Wood.
Dudley.	Woods.
Fairchild.	

Present—Not Voting.

Page.

Absent.

Cousins.	McMillin.
Hall.	Witt.

Absent—Excused.

Carlock.

The amendment by Senator Dorough was then adopted.

House Concurrent Resolution No. 18.

H. C. R. No. 18, Relating to investigation of oil companies, relating to wholesale and retail sales, etc., providing for a Joint Committee of members of House and Senate.

The resolution was referred to Committee on Internal Improvements.

Message from the House.

Hall of the House of Representatives, Austin, Texas, August 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 36, A bill to be entitled "An Act authorizing commissioners courts of any county having a population in excess of two hundred thousand persons containing a city of one hundred and sixty thousand persons as ascertained by the United States census last preceding such official action, to establish, maintain and operate a law library for such county, to provide funds therefor, to receive gifts or bequests therefor, to employ custodian or custodians for such library, to require a bond or bonds of such custodian or custodians, to make all orders, rules, and regulations thought proper for the establishment, maintenance and operation of such library; providing for the deposition of such funds with its county treasurer or other official, discharging such duty, and the separation of such funds, as a special fund, providing for the establishment and payment of plans on account of such library, and repealing Chapter 61, Acts of the Thirty-seventh Legislature, Regular Session, and all other laws and parts of laws in conflict therewith."

S. B. No. 46, A bill to be entitled "An Act to amend Section 2 and Section 10, Chapter 18 of the General Laws of the Thirty-seventh Legislature, approved February 28, 1921, and to add a new Section thereto to be known as Section 6a, providing for the construction, maintenance and operation of the American Legion Memorial Sanatorium

of Texas and the leasing of same to the Federal Government, and declaring an emergency."

Respectfully submitted,
C. L. PHINNEY,
Chief Clerk, House of Representatives.

Senate Bill No. 59.

Action recurred on S. B. No. 59, the question being on the engrossment of the bill, and which failed of engrossment, by the following vote:

Yeas—12.

Bailey.	Murphy.
Baugh.	Richards.
Burkett.	Rogers.
Darwin.	Suiter.
Davidson.	Willis.
Floyd.	Witt.

Nays—13.

Bledsoe.	Hertzberg.
Buchanan.	Parr.
Clark.	Williams.
Dorough.	Wood.
Doyle.	Woods.
Dudley.	The Chair
Fairchild.	

Present—Not Voting.

Lewis.	McMillin.
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Absent.

Cousins.	Page.
Hall.	Watts.

Absent—Excused.

Carlock.

There being a "tie" vote, the Chair, Lieutenant Governor Davidson, voted "nay."

Senate Bill No. 68.

The Chair laid before the Senate, on second reading.

S. B. No. 68, A bill to be entitled "An Act creating the Ector County Independent School District in Ector County, Texas; defining its boundaries; providing for a Board of Trustees in said District, etc., and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Burkett, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 68 put on its

third reading and final passage by the following vote:

Yeas—28.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Darwin.	Rogers.
Davidson.	Suiter.
Dorough.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hertzberg.	Woods.

Absent.

Cousins.	Hall.
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Absent—Excused.

Carlock.

The bill was read third time, and passed by the following vote:

Yeas—28.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Darwin.	Rogers.
Davidson.	Suiter.
Dorough.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hertzberg.	Woods.

Absent.

Cousins.	Hall.
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Absent—Excused.

Carlock.

Recess.

On motion of Senator Clark, the Senate, at 12 o'clock, noon, recessed until 2:30 o'clock today.

After Recess.

The Senate was called to order by Lieutenant Governor Davidson.

Senate Bill No. 72.

The Chair laid before the Senate, on second reading.

S. B. No. 72. A bill to be entitled "An Act to amend Section 1 of Chapter 81 of the Second Called Session of the Thirty-sixth Legislature, approved July 31, 1919, relating to the relinquishment of fifteen-sixteenths of oil and gas in public free school and asylum land to the owner of the soil, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

Senators Richards and Bailey were excused for this afternoon, on motion of Senator Davidson

Senate Bill No. 41.

The Chair laid before the Senate, on second reading.

S. B. No. 41. A bill to be entitled "An Act to fix and establish a legal rate for the publication of all proclamations, advertising, or notices of all kinds required by the law to be published in newspapers in this State for the State, counties or municipalities, or in any legal proceeding, providing for the filing by newspapers with the Board of Control at Austin, Texas, of a sworn statement of their regular rate for advertising to be open to public inspection, repealing all laws or parts of laws in conflict herewith and declaring an emergency."

Read second time, committee report adopted, and laid on the table subject to call.

Senate Bill No. 83.

The Chair laid before the Senate, on second reading.

S. B. No. 83. A bill to be entitled "An Act creating a Penitentiary Supervisory Board of the Penitentiary System of Texas, providing for the appointment of same and their compensation, and defining their duties; and declaring an emergency."

The committee report was read and adopted.

Senator Dorough made the point of order that the subject matter contained in this bill had not been submitted by the Governor for consideration.

The Chair, Lieutenant Governor

Davidson, overruled the point of order, stating that the whole subject is opened up by the submission of the question of appropriation for the Prison System.

Senator McMillin offered the following amendment, which was read and adopted:

Amendment No. 1 to S. B. No. 83.

Amend S. B. No. 83 by adding at the end of Sec. 2 the following:

"In order to carry out the provisions of this Act the sum of Five Thousand Dollars, or so much thereof as may be necessary, is hereby appropriated out of the State Treasury not otherwise appropriated. Said money to be paid out upon vouchers properly signed and sworn to by the chairman of the Board created by this Act.

Senator Fairchild made the point of order that the creating of the Board under this bill was not authorized by the Constitution, citing Constitution.

The Chair overruled the point of order.

The bill was read second time and passed to engrossment.

On motion of Senator Hertzberg, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 83 put on its third reading and final passage by the following vote:

(Senator Hall in the chair.)

Yeas—25.

Baugh.	Lewis.
Bledsoe.	McMillin.
Buchanan.	Murphy.
Burkett.	Page.
Clark.	Parr.
Darwin.	Rogers.
Davidson.	Suiter.
Doyle.	Watts.
Dudley.	Williams.
Fairchild.	Willis.
Floyd.	Wood.
Hall.	Woods.
Hertzberg.	

Absent.

Bailey.	Dorough.
Cousins.	Witt.

Absent—Excused.

Carlock.	Richards.
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The bill was read third time, and

Senator Dorough offered the following amendment:

Amend S. B. No. 83, Section 1, line 7, by striking out the words "and one of said Commissioners shall be a woman."

Action recurred on the amendment, and it was lost by the following vote, a two-thirds vote being necessary:

Yeas—9.

Baugh.	Doyle.
Clark.	Fairchild.
Davidson.	Hall.
Dorough.	Suiter.

Nays—16.

Bledsoe.	Page.
Buchanan.	Parr.
Burkett.	Rogers.
Darwin.	Williams.
Dudley.	Willis.
Floyd.	Witt.
Hertzberg.	Wood.
McMillin.	Woods.
Murphy.	

Present—Not Voting.

Lewis.

Absent.

Cousins. Watts.

Absent—Excused.

Bailey. Richards.
Carlock.

Senator Clark offered the following amendment:

Amend S. B. No. 83, by making Commission to be composed of three women.

The amendment was read and lost by the following vote:

Yeas—3.

Clark. Hall.
Fairchild.

Nays—19.

Baugh.	Page.
Bledsoe.	Parr.
Burkett.	Rogers.
Darwin.	Suiter.
Dorough.	Williams.
Doyle.	Willis.
Dudley.	Witt.
Floyd.	Wood.
Hertzberg.	Woods.
McMillin.	

Present—Not Voting

Buchanan. Lewis.

Absent.

Cousins. Murphy.
Davidson. Watts.

Absent—Excused.

Bailey. Richards.
Carlock.

Action recurred on the final passage of the bill, and it was finally passed by the following vote:

(Lieutenant Governor Davidson in the chair.)

Yeas—17.

Baugh.	Page.
Bledsoe.	Parr.
Burkett.	Rogers.
Davidson.	Watts.
Dudley.	Williams.
Hertzberg.	Willis.
Lewis.	Witt.
McMillin.	Wood.
Murphy.	

Nays—10.

Buchanan.	Fairchild.
Clark.	Floyd.
Darwin.	Hall.
Dorough.	Suiter.
Doyle.	Woods.

Absent.

Bailey. Cousins.

Absent—Excused.

Carlock. Richards.

(Reasons for Voting.)

I vote "nay" for the reason that I do not believe this matter has been submitted to this Session of the Legislature by the Governor.

DOROUGH.

Reasons for Not Voting for Senate Bill No. 83.

While I favor in a general way the principles outlined in this bill, I am not persuaded that the subject matter of the bill has been submitted by the Governor to the Legislature for consideration. Before the introduction of the bill, a majority of the Penitentiary Investigating Committee in a body visited the Governor and requested him to submit this and other subjects discussed in its report. He has failed to accede to this request.

I discussed with the Committee the question as to whether the matter had been submitted for consideration, and after hearing their views, I was impressed that possibly it had been inferentially submitted, and being under this impression, permitted my name to be attached to the bill as one of its authors. On mature consideration, I entertain some doubt as to whether the matter has been submitted by the Governor, and in view of the visit of the Committee to him to request its submission and his failure to do so, I have asked and been granted unanimous consent to have my name withdrawn as one of the authors of the bill, and feel that I should vote against it, being in doubt as to whether the matter has been submitted for consideration.

LEWIS.

Simple Resolution No. 35.

By Senator Parr:

Resolved, that the Senate hereby requests of the House that S. B. No. 35 be returned to the Senate for further consideration by the Senate.

The resolution was read, and

Senator Suiter moved to table the resolution, which motion to table was lost by the following vote:

Yeas—12.

Baugh.	Rogers.
Buchanan.	Suiter.
Davidson.	Williams.
Dorough.	Willis.
McMillin.	Witt.
Murphy.	Woods.

Nays—12.

Bledsoe.	Hall.
Burkett.	Hertzberg.
Clark.	Lewis.
Darwin.	Page.
Doyle.	Parr.
Dudley.	Wood.

Absent.

Cousins. Fairchild.

Absent—Excused.

Carlock.

(Pairs Recorded.)

Senator Floyd (present), who would vote "yea"; with Senator

Bailey (absent), who would vote "nay."

Senator Watts (present), who would vote "yea"; with Senator Richards (absent), who would vote "nay."

The Chair declared the motion to table lost.

Senator Suiter made the point of order that the Senate would have to reconsider the vote by which the bill was passed before the resolution was in order to recall from the House.

The Chair sustained the point of order.

Pending discussion, Senator Suiter suggested that if the sentence "to reconsider the vote by which S. B. No. 35, had passed the Senate, and to recall same from the House," etc., that he would withdraw his point of order.

The change was made, and,

Action recurred on the motion to reconsider the passage of and to recall S. B. No. 35 from the House for further consideration, which motion was adopted by the following vote:

Yeas—15.

Bailey.	Hall.
Bledsoe.	Hertzberg.
Burkett.	Lewis.
Clark.	Page.
Darwin.	Parr.
Davidson.	Richards.
Doyle.	Wood.
Dudley.	

Nays—13.

Baugh.	Suiter.
Buchanan.	Watts.
Dorough.	Williams.
Floyd.	Willis.
McMillin.	Witt.
Murphy.	Woods.
Rogers.	

Absent.

Cousins. Fairchild.

Absent—Excused.

Carlock.

The motion to recall the bill having carried, Senator Parr moved to lay the motion to reconsider on the table subject to call, which motion was adopted.

Senate Bill No. 72.

Senator Davidson called from the

table, S. B. No. 72 (passed to engrossment at forenoon session) and

On motion of Senator Davidson, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 72 put on its third reading and final passage by the following vote:

Yeas—28.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Darwin.	Rogers.
Davidson.	Suiter.
Dorough.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Floyd.	Witt.
Hall.	Wood.
Hertzberg.	Woods.

Absent.

Cousins. Fairchild.

Absent—Excused.

Carlock.

The bill was read third time and passed finally.

Message from the Governor.

Governor's Office,
Austin, Texas, Aug. 10, 1921.
To the Texas Senate.

Gentlemen: You have pending before you Senate Bill No. 77, in regard to the conditions upon which the purchase or purchasers, and associates, if any, of the property and franchises of a street railroad company may become owners of its charter, or may organize a new corporation.

This subject matter was inadvertently omitted in the lists of matters heretofore submitted, and I therefore present it to you now for your consideration.

Respectfully submitted,
PAT M. NEFF,
Governor.

Senate Bill No. 41.

Senator Floyd called from the table, and the Chair laid before the Senate, S. B. No. 41 (the bill was read second time at a former hour

today and laid on the table subject to call) and action recurred on engrossment of the bill.

(Senator Dorough in the Chair.)

The bill failed of engrossment by the following vote:

Yeas—13.

Bailey.	Rogers.
Burkett.	Suiter.
Dorough.	Watts.
Fairchild.	Willis.
Floyd.	Witt.
Lewis.	Woods.
Page.	

Nays—14.

Baugh.	Hertzberg.
Bledsoe.	McMillin.
Clark.	Murphy.
Darwin.	Parr.
Davidson.	Richards.
Doyle.	Williams.
Dudley.	Wood.

Present—Not Voting

Buchanan

Absent.

Cousins. Hall.

Absent—Excused.

Carlock.

Senate Bill No. 66.

The Chair laid before the Senate, on second reading,

S. B. No. 66, A bill to be entitled "An Act amending Section 18 of Chapter 190 of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fifth Legislature relating to the registration of motor vehicles used on the public highways in the State of Texas, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Darwin, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 66 put on its third reading and final passage by the following vote:

Yeas—29.

Bailey.	Buchanan.
Baugh.	Burkett.
Bledsoe.	Clark.

Darwin.	Page.
Davidson.	Parr.
Dorough.	Richards.
Doyle.	Rogers.
Dudley.	Suiter.
Fairchild.	Watts.
Floyd.	Williams.
Hall.	Willis.
Hertzberg.	Witt.
Lewis.	Wood.
McMillin.	Woods.
Murphy.	

Absent.

Cousins.

Absent—Excused.

Carlock.

The bill was read third time and passed finally.

(Lieutenant Governor Davidson in the Chair.)

Senate Bill No. 56.

The Chair laid before the Senate on second reading,

S. B. No. 56. A bill to be entitled "An Act to amend Article 606 of the Revised Civil Statutes of the State of Texas, 1911, providing how bond issues shall be submitted to an election; validating certain bond elections, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Willis, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 56 put on its third reading and final passage by the following vote:

Yeas—28.

Bailey.	Hertzberg.
Baugh.	Lewis.
Bledsoe.	McMillin.
Buchanan.	Murphy.
Burkett.	Parr.
Clark.	Richards.
Darwin.	Rogers.
Davidson.	Suiter.
Dorough.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hall.	Woods.

Nays—1.

Page.

Absent.

Cousins.

Absent—Excused.

Carlock.

The bill was read third time and passed, by the following vote:

Yeas—29.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Darwin.	Rogers.
Davidson.	Suiter.
Dorough.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hall.	Woods.
Hertzberg.	

Absent.

Cousins.

Absent—Excused.

Carlock.

Senate Bill No. 75.

The Chair laid before the Senate, on second reading,

S. B. No. 75, Known as the bill to re-locate the State Penitentiary System.

The committee report was adopted.

Senator Clark moved that the consideration of the bill be postponed indefinitely.

Senator Hertzberg moved, as a substitute, that the bill be laid on the table subject to call, which motion was adopted.

Senate Bill No. 65.

The Chair laid before the Senate, on second reading,

S. B. No. 65, A bill to be entitled "An Act to amend Section 3 of Chapter 190 of the General Laws of the Regular Session of the Thirty-fifth Legislature, which section relates to the powers, duties, compensation, etc., of the State Highway Commission, the purpose of this Act being to permit the members of said Commission to receive an annual per diem aggregating the sum of fifteen hundred dollars (\$1,500.00), and declaring an emergency."

The committee report was adopted.
The bill was read second time and passed to engrossment.

On motion of Senator Darwin, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 65 put on its third reading and final passage by the following vote:

Yeas—29.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Darwin.	Rogers.
Davidson.	Suiter.
Dorough.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hall.	Woods.
Hertzberg.	

Absent.

Cousins.

Absent—Excused.

Carlock.

The bill was read third time and passed finally.

Senate Bill No. 77.

The Chair laid before the Senate, on second reading,

S. B. No. 77, A bill to be entitled "An Act to prescribe the conditions upon which the purchaser or purchasers, and associates, if any, of the property and franchise of a street railroad company may become owners of its charter, or may organize a new corporation, and declaring an emergency."

On motion of Senator Richards, the bill was laid on the table subject to call.

Senate Bill No. 70.

The Chair laid before the Senate, on second reading,

S. B. No. 70, A bill to be entitled "An Act to amend Section 8 of S. B. 312, Chapter 16, of the Local and Special Acts of the Regular Session of the Thirty-fourth Legislature creating the LaPorte Independent School District, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Murphy, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 70 put on its third reading and final passage by the following vote:

Yeas—29.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Darwin.	Rogers.
Davidson.	Suiter.
Dorough.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hall.	Woods.
Hertzberg.	

Absent.

Cousins.

Absent—Excused.

Carlock.

The bill was read third time and passed by the following vote:

Yeas—29.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Darwin.	Rogers.
Davidson.	Suiter.
Dorough.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hall.	Woods.
Hertzberg.	

Absent.

Cousins.

Absent—Excused.

Carlock.

Senate Bill No. 84.

The Chair laid before the Senate, on second reading,

S. B. No. 84, A bill to be entitled "An Act to amend Article 151, Title

10 of the Revised Statutes of Texas, relating to the writ for the apprehension of persons who are lunatics or non compos mentis and their detention; prohibiting the incarceration of such persons in county jails in counties where city or county hospitals exist, providing that they shall be detained in such county or city hospitals, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Hertzberg, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 84 put on its third reading and final passage by the following vote:

Yeas—29.

Bailey.	Lewis.
Baugh.	McMillin
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Darwin.	Rogers.
Davidson.	Suiter.
Dorough.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hall.	Woods.
Hertzberg.	

Absent.

Cousins

Absent—Excused.

Carlock.

The bill was read third time and passed finally.

Senate Bill No. 78.

The Chair laid before the Senate, on second reading,

S. B. No. 78, A bill to be entitled "An Act making an appropriation to the Prison Commission of the State of Texas for operating expenses of said Prison Commission until September 1, 1922; providing for the return to the State Treasury of the amount used by said Prison Commission out of this appropriation; and declaring an emergency."

There being a favorable majority committee report, with committee amendments, and a minority committee report, with committee amendments

(see Committee Reports in Journal of August 8).

Senator Page moved to adopt the minority committee report, and

Senator Williams moved, as a substitute, that the majority committee report be adopted.

Adjournment.

On motion of Senator Bailey, the Senate, at 6 o'clock p. m., adjourned until 9:30 o'clock tomorrow morning.

APPENDIX.

Committee Reports.

Senate Chamber,

Austin, Texas, August 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 88.

Have had the same under consideration, and I am directed by the Committee to report same back to the Senate with the recommendation that it do pass, and be not printed.

DOROUGH, Chairman.

(Floor Report.)

Senate Chamber,

Austin, Texas, August 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred S. B. No. 92,

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

Hertzberg, Chairman; Suiter, Woods, Dorough, Rogers, Parr, Fairchild, Dudley, Hall.

Senate Chamber,

Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 65 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Senate Chamber,

Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill

No. 83 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Senate Chamber,
Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 72 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Senate Chamber,
Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 19, carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Senate Chamber,
Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 62 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Senate Chamber,
Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 68 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Senate Chamber,
Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 24 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Senate Chamber,
Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 40 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Senate Chamber,

Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 96 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Senate Chamber,

Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 15 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Senate Chamber,

Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 58 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Senate Chamber,

Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 73 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Senate Chamber,

Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 35 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Senate Chamber,

Austin, Texas, Aug. 9, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 99, A bill to be entitled "An Act to amend Section 1 of Senate Bill No. 37 enacted at the Second Called Session of the Thirty-sixth Legislature, defining the boundaries of the 'Three P. Independent School District' in Fannin County, Texas,

revising the metes and bounds of said district, continuing in full force and effect all legal debts, obligations, and taxes heretofore legally authorized therein, and all other provisions, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

WITT, Chairman.

Senate Chamber,

Austin, Texas, Aug. 10, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

House Concurrent Resolution No. 6 entitled "Concurrent resolution urging Texas Congressional Delegation to urge Congress to reimburse survivors of the Confederacy for the cotton tax imposed upon the products of the soil in 1864, 1866 and 1867,"

Have had the same under consideration, and I am directed by the committee to report same back to the Senate with the recommendation that it do pass and be not printed.

Respectfully,

DOROUGH, Vice Chairman.

Petitions and Memorials.

The Chair, Lieutenant Governor Davidson, offered and had read a telegram from Bonham Farm-Labor Bureau urging Consolidation Bill be passed.

Also a communication from Fort Worth Lion's Club, urging adequate appropriation be made for University of Texas.

Senator Bailey offered and had read, resolutions adopted by the school board of Goliad County, asking for an appropriation for the aid of rural schools.

This was referred to Committee on Education.

Senator Richards offered and had read a communication numerous signed from Johnson City urging the passage of laws for the removal of inefficient officers.

Senator Burkett sent up and had read a communication from Roby, Texas, protesting against action of Farmers' Institute assembled at Austin, and protesting against mainte-

nance of Extension Service by Agricultural Department, but urging continuance of same and County Agent work as now maintained, and opposing consolidation of Marketing Department with Agricultural Department.

Also a numerous signed petition from Eastland, Texas, urging regulation of practice of optometry.

Senator Buchanan offered and had read a numerous signed petition from Temple, also one from Belton urging the passage of optometry bill now up for consideration.

TWENTIETH DAY.

Senate Chamber,

Austin, Texas,

Thursday, August 11, 1921.

The Senate met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Davidson.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	McMillin.
Buchanan.	Murphy.
Burkett.	Page.
Clark.	Parr.
Cousins.	Richards.
Darwin.	Rogers.
Davidson.	Suiter.
Dorough.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hall.	Woods.

Absent.

Baugh.	Hertzberg.
Bledsoe.	Lewis.

Absent—Excused.

Carlock.

Prayer by D. E. Hawk, Presiding Elder of the M. E. Church, South.

Pending the reading of the Journal of yesterday, the same was dispensed with, on motion of Senator Murphy.

Bills and Resolutions.

By Senator Bailey:

S. B. No. 103, A bill to be entitled "An Act to amend Art. 235, Chapter 2, Title 4 of the Code of Criminal Procedure of the State of Texas of 1911; defining the county in which the offense